

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Steven R. LIGON, et al.Serial No.: **10/690,657**Group Art Unit: **3624**Filed: **October 23, 2003**Examiner: **Thomas L. Mansfield**For: **SYSTEM AND METHOD FOR DETERMINING PERFORMANCE
LEVEL CAPABILITIES IN VIEW OF PREDETERMINED MODEL
CRITERIA****RESPONSE TO NON-FINAL OFFICE ACTION****ELECTRONICALLY FILED**

U.S. Patent and Trademark Office
Customer Window, Mail Stop Amendment
Randolph Building
401 Dulany Street
Alexandria , VA 22314

Sir:

The following is intended to be fully responsive to the Non-Final Office Action mailed November 24, 2009. The undersigned representative respectfully requests reconsideration of the rejections of record in light of the following amendments and remarks:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the Listing of Claims that begins on page 3 of this paper.

Remarks begin on page 8 of this paper.